



Part B – Form LA11

Easement over State land Application

Land Act 1994

Requirements


1. This application is for an easement over State land.
2. Please read the respective [applying for an easement over State land guide](#), which includes application restrictions.
3. Payment of the prescribed Application fee per title reference. A refund of application fees will not be given. Details of fees are available on the [Department of Resources](#) website or contact your nearest [business centre](#) or call [13 QGOV 13 74 68](#).
4. Part A online form: [Contact and land details](#) or Part A – [Part A L00 Contact and land Details](#) (PDF) must be completed and submitted with your application.
5. Any additional information to support the application.
6. For your application to be processed, all parts of this application form must be completed and accurately, otherwise your application may be returned to you to complete and refused.

Important information

7. You are **strongly encouraged** to arrange a pre-lodgement meeting with us before you apply to ensure you have the information you need to apply correctly. You can do this by contacting your nearest business centre.
8. An easement may be created over land granted in trust or non-freehold land, with the written approval of the Chief Executive and by registering the easement document in Titles Queensland. The approval of the Chief Executive will be provided on a [Form 18-General Consent](#) which must be lodged in Titles Queensland with the easement document. Contact [Titles Queensland](#) for further information about documents necessary for registering an easement and other registration requirements at or call [\(07\) 3497 3479](#).
9. For unallocated state land and reserve land, the easement document must be signed by the Department of Resources as the owner of the land being burdened by the easement.
10. For the purposes of granting an easement over unallocated state land or reserve land, the Department of Resources will assess whether consideration is payable to the state.
11. An easement cannot be created over a road, including a road with a road licence over it.
12. Access easements are not supported:
 - over trust land for recreation purposes or any other trust land used by the public where public safety might be affected;
 - over community purpose trust land to provide additional access to private land that already has dedicated access.
13. Information on this form, and any attachments, is being collected to process and assess your application under section 362 of the [Land Act 1994](#). If required, we may need to consult with third parties such as relevant local or state agencies and adjoining property owners. Details provided to third parties will generally be limited to type of application, area applied for and intended use. Your personal information will not otherwise be disclosed unless authorised or required by law.
14. Please note that we may wish to contact you to seek your views on our service, to advise you of any legislative changes that might affect you or to seek your participation in surveys or programs relevant to your application type.

Any participation will be voluntary, and you may email stateland@resources.qld.gov.au if you do not wish for the department to contact you.

15. The department may also compile or analyse statistics and conduct research. Any publication of findings will not involve the publication of identifying personal information.
16. For further privacy information click [Privacy](#) page.

Office Use Only	Easement over State Land Application	 9 311662 185778
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1. Is the application for a public utility easement?

Yes

go to 2

No

go to 3

2. Is the proposed grantee a public utility provider?

Yes

go to 3

No

Application cannot be considered

Public Utility Provider means -

- the State or another entity representing the State; or
- the Commonwealth or another entity representing the Commonwealth; or
- a local government; or
- a person authorised by law to provide a public utility service; or
- a person authorised under an Act to provide a particular public utility service;
- an entity approved by the Minister as suitable to provide infrastructure for use by another entity in the provision of a particular public utility service;
- a person approved by the Minister as suitable to provide a particular public utility service; or
- a mill owner, but only for the registration of a cane railway easement.

Where the Minister has approved an entity or person as suitable as a public utility provider, a copy of the Minister's approval must be attached to this application.

Refer to schedule 6 of the [Land Act 1994](#) for who is considered a public utility provider.

3. Select which of the following is affected by the proposed easement:

Reserve land

Deed of Grant in Trust

State leased land

A state lease in the Department of State Development, Infrastructure, Local Government and Planning administered industrial estate

State Forest

Occupation Licence

Unallocated State Land

go to 4

State Forest – Only an electricity easement can be created over a State Forest.

Evidence of agreement from Trustee is required for reserve land, Deed of Grant in Trust.

Evidence of agreement from Lessee is required for state leased land.

Evidence of agreement from [Economic Development Queensland](#) (EDQ), Department of State Development, Infrastructure, Local Government and Planning is required for a state lease in a Department of State Development, Infrastructure, Local Government and Planning administered industrial estate. For additional information on industrial estates refer to the [EDQ industrial development](#) website.

4. Provide details of the purpose of the easement and any other easements in the vicinity of this proposed easement. go to 5

(If there is insufficient space, please lodge as an attachment)

5. Provide evidence on why this particular location has been chosen and that the creation of the easement will have minimal effect on the management and use of the land. go to 6

(If there is insufficient space, please lodge as an attachment)

6. Provide details of any additional information to support the application. (optional) go to 7

(If there is insufficient space, please lodge as an attachment)

Attachments

The following must be lodged with your application for it to be processed. If all this information is not submitted, your application will be returned or refused.

7. Tick the box to confirm the attachments for part of the application:

- Application Fee
- Part A online form – Contact and Land details or Part A – Contact and land details PDF
- Draft Easement document with sketch plan of easement area
- Evidence of pre-lodgement discussions with the department, if applicable
- Evidence of agreement of Trustee, if applicable
- Evidence of agreement of Lessee, if applicable
- Evidence of agreement of Grantee/s of the existing registered easements/s, if applicable
- Evidence of agreement of State Government Department administering the land, if applicable
- Copy of Minister's approval to an entity or person is suitable as a public utility provider, if applicable

It is recommended that any attached plans, sketches, or maps be of A4 or A3-size. For your application to be processed, all parts of this application form must be completed accurately. Otherwise, your application may be returned to you to complete or refused.

Declaration

I certify that I have read the information, which forms part of this application and the information I have provided is true and accurate.

Signature of applicant (or their legal practitioner)

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Date: / /

If applicant, section 142 of the [Land Act 1994](#) states a person is eligible to apply for, buy or hold land under the [Land Act 1994](#) if the person is an adult, that is, 18 years of age or over. If the legal practitioner of the applicant is signing as the applicant, then the legal practitioner's full name must be printed immediately below the signature.